

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re original application of:

Applicants : William Martin et al.  
Application Serial No.: 10/014,342  
Filing Date : November 13, 2001  
Title: AUTOMATICALLY-ACTIVATED HAND-SUPPORTABLE  
LASER SCANNING BAR CODE SYMBOL READING  
SYSTEM WITH OMNIDIRECTIONAL AND  
UNIDIRECTIONAL SCANNING MODES IN ADDITION TO  
A DATA TRANSMISSION ACTIVATION SWITCH  
Examiner : Jared Fureman  
Group Art Unit : 2876  
Attorney Docket No. : 108-136USA000

Honorable Commissioner of Patents  
and Trademarks  
Washington, DC 20231

TERMINAL DISCLAIMER (37 C.F.R. §1.321(c))

SIR:

Your Petitioner, Metrologic Instruments, Inc., represents that it is the sole owner of the entire interest of the above-identified Application.

Your Petitioner hereby provisionally disclaims the terminal period of any patent issuing on the above-referenced application that would extend beyond the expiration of the full statutory term of U.S. Patent Nos. 6,283,375, 6,607,133 and 6,637,659. Your Petitioner also hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to such patent is the same as the legal title to U.S. Patent Nos. 6,283,375, 6,607,133 and 6,637,659, and that this agreement shall run with any patent so granted on the above-referenced application, and shall be binding upon the grantor, its successors, and assigns.

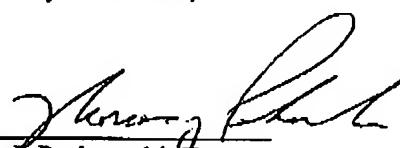
Your Petitioner does not disclaim any terminal part of any patent granted on the above-referenced application prior to the expiration date of the full statutory term of said U.S. Patent Nos. 6,283,375, 6,607,133 and 6,637,659 in the event that such patent later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid; is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. Section 1.321(a); has all claims canceled by a

reexamination certificate; or is otherwise terminated prior to the expiration of its full statutory term, except for a separation of legal title as stated above.

This Terminal Disclaimer is being signed under the provisions of 37 C. F. R. Section 1.321(b)(1)(iv). The Commissioner is hereby authorized to charge any fee deficiencies or overpayments to Deposit Account 16-1340.

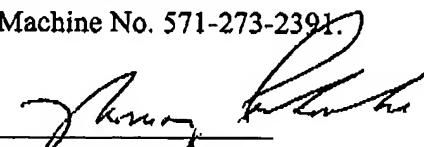
Respectfully submitted,

Dated: February 11, 2004

  
\_\_\_\_\_  
Thomas J. Perkowski, Esq.  
Reg. No. 33,134  
Attorney for Assignee of Record  
Thomas J. Perkowski, Esq., P.C.  
Soundview Plaza  
1266 East Main Street  
Stamford, Connecticut 06902  
203-357-1950  
<http://www.tjpatlaw.com>

CERTIFICATE OF FACSIMILE SERVICE  
UNDER 37 CFR 1.06(d)

I hereby certify that this correspondence  
is being deposited with  
the Commissioner of Patents and Trademarks,  
c/o of Examiner Jared Fureman of the USPTO,  
on February 11, 2004,  
by facsimile transmission to  
USPTO Fax Machine No. 571-273-2391.

  
\_\_\_\_\_  
Thomas J. Perkowski, Esq.  
Date: February 11, 2004